

**To:** Law, Donald[Law.Donald@epa.gov]  
**Bcc:** Russ, Timothy[Russ.Tim@epa.gov]  
**From:** Russ, Timothy  
**Sent:** Thur 11/3/2016 9:04:59 PM  
**Subject:** WAQSR Chapter 8 (Section 3) & 40 CFR 93, Subpart B (Exemption Language)  
WAQSR Chapter8.pdf

Hi DJ,

**A.)** The Wyoming DEQ General Conformity requirements are found in WAQSR Chapter 8, Section 3 (please see the .pdf file attached). These were approved into the Wyoming SIP in 2013.

**B.)** The State's General Conformity requirements (Chapter 8, Section 3) were derived from EPA's General Conformity requirements found at 40 CFR 93, Subpart B which includes 93.150 to 93.165; please see these requirements at the below link:

<http://www.ecfr.gov/cgi-bin/text-idx?SID=4207a99522761b312364bce8ce533345&mc=true&node=sp40.22.93.b&rgn=div6>

**C.) The permit exemption language is found at the following locations:**

**1.)** For WAQSR Chapter 8 Section 3 (note: see .pdf file pages 17 & 18): See: **(c) Applicability, (iv)(A)** "The portion of an action that includes major or minor new or modified stationary sources that require a permit under the new source review (NSR) program (Section 110(a)(2)(C) and section 173 of the CAA) or the prevention of significant deterioration (PSD) program (Title I, part C of the CAA)"

**2.)** From 40 CFR 93, Subpart B: See: §93.153 **Applicability, (d)** "Notwithstanding the other requirements of this subpart, a conformity determination is not required for the following Federal actions (or portion thereof):

(1) The portion of an action that includes major or minor new or modified stationary sources that require a permit under the new source review (NSR) program (Section 110(a)(2)(c) and Section 173 of the Act) or the prevention of significant deterioration program (title I, part C of the Act)."

Hope this was what you needed!

Thanks!

Tim

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